

ADVERSARY PROCEEDING COVER SHEET
(Instructions on Reverse)ADVERSARY PROCEEDING NUMBER
(Court Use Only)

95 1164

PLAINTIFFS

CHURCH OF SCIENTOLOGY INTERNATIONAL

DEFENDANTS

GERALD ARMSTRONG

ATTORNEYS (Firm Name, Address, and Telephone No.)

Laurie J. Bartilson, MOXON & BARTILSON, 6255
Sunset Blvd., Ste. 2000, Hollywood, CA 90028
Andrew H. Wilson, WILSON, RYAN & CAMPILONGO,
115 Sansome St., 4th Flr., San Fran, CA 94104

ATTORNEYS (If Known)

PARTY (Check one box only)

☐ 1 U.S. PLAINTIFF☐ 2 U.S. DEFENDANT☐ 3 U.S. NOT A PARTY

CAUSE OF ACTION (WRITE A BRIEF STATEMENT OF CAUSE OF ACTION, INCLUDING ALL U.S. STATUTES INVOLVED)

Creditor objects to discharge of the debtor because of fraudulent statements in connection with the bankruptcy, 11 U.S.C. § 727 (a)(4)(A): Failure to explain loss of assets, 11 U.S.C. § 727(a)(5). Creditor also objects to discharge of Armstrong's debt because of false representation, 11 U.S.C. § 523(a)(2) and wilful and malicious injury, 11 U.S.C. § 523(a)(4).

NATURE OF SUIT

(Check the one most appropriate box only.)

- ☐ 454 To Recover Money or Property
☐ 435 To Determine Validity, Priority, or
Extent of a Lien or Other Interest in
Property
☐ 458 To obtain approval for the sale of
both the interest of the estate and
of a co-owner in property
☒ 424 To object or to revoke a discharge
11 U.S.C. § 727

- ☐ 455 To revoke an order of confirmation
of a Chap. 11 or Chap. 13 Plan
☒ 426 To determine the dischargeability
of a debt 11 U.S.C. § 523
☐ 434 To obtain an injunction or other
equitable relief
☐ 457 To subordinate any allowed claim
or interest except where such
subordination is provided in a plan

- ☐ 456 To obtain a declaratory judgment
relating to any of foregoing causes
of action
☐ 459 To determine a claim or cause of
action removed to a bankruptcy
court
☐ 498 Other (specify)

ORIGIN OF
PROCEEDINGS☒ 1 Original
Proceeding☐ 2 Removed
Proceeding☐ 4 Reinstated
or Reopened☐ 5 Transferred
from Another
Bankruptcy
Court☐ CHECK IF THIS IS A CLASS
ACTION UNDER F.R.C.P. 23

(Check one box only.)

DEMAND

NEAREST THOUSAND
\$ 1,000

OTHER RELIEF SOUGHT

☐ JURY
DEMAND

BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES

NAME OF DEBTOR

Gerald Armstrong

BANKRUPTCY CASE NO.

95-10911 aj

DISTRICT IN WHICH CASE IS PENDING

Northern

DIVISIONAL OFFICE

Santa Rosa

NAME OF JUDGE

Jaroslovsky

RELATED ADVERSARY PROCEEDING (IF ANY)

PLAINTIFF

DEFENDANT

ADVERSARY PROCEEDING NO.

DISTRICT

DIVISIONAL OFFICE

NAME OF JUDGE

FILING
FEE

(Check one box only.)

☒ FEE ATTACHED☐ FEE NOT REQUIRED☐ FEE IS DEFERRED

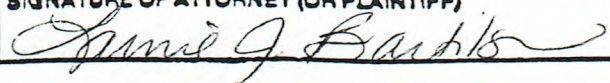
DATE

July 11, 1995

PRINT NAME

Laurie J. Bartilson

SIGNATURE OF ATTORNEY (OR PLAINTIFF)



ADVERSARY PROCEEDING COVER SHEET (Reverse Side)

This cover sheet must be completed by the plaintiff's attorney (or by the plaintiff if the plaintiff is not represented by an attorney) and submitted to the Clerk of the court upon the filing of a complaint initiating an adversary proceeding.

The cover sheet and the information contained on it do not replace or supplement the filing and service of pleadings or other papers as required by law, the Bankruptcy Rules, or the local rules of court. This form is required for the use of the clerk of the court to initiate the docket sheet and to prepare necessary indices and statistical records. A separate cover sheet must be submitted to the clerk of the court for each complaint filed. The form is largely self explanatory.

Parties. The names of the parties to the adversary proceeding exactly as they appear on the complaint. Give the names and addresses of the attorneys if known. Following the heading "Party," check the appropriate box indicating whether the United States is a party named in the complaint.

Cause of Action. Give a brief description of the cause of action including all federal statutes involved. For example, "Complaint seeking damages for failure to disclose information, Consumer Credit Protection Act, 15 U.S.C. §1601 et seq.," or "Complaint by trustee to avoid a transfer of property by the debtor, 11 U.S.C. §544."

Nature of Suit. Place an "X" in the appropriate box. Only one box should be checked. If the cause fits more than one category of suit, select the most definitive.

Origin of Proceedings. Check the appropriate box to indicate the origin of the case:

1. Original Proceeding.
2. Removed from a State or District Court.
4. Reinstated or Reopened.
5. Transferred from Another Bankruptcy Court.

Demand. On the next line, state the dollar amount demanded in the complaint in thousands of dollars. For \$1,000 enter "1," for \$10,000 enter "10," for \$100,000 enter "100," for \$1,000,000, enter "1000." If \$10,000,000 or more, enter "9999." If the amount is less than \$1,000, enter "0001." If no monetary demand is made, enter "XXXX." If the plaintiff is seeking non-monetary relief, state the relief sought, such as injunction or foreclosure of a mortgage.

Bankruptcy Case in Which This Adversary Proceeding Arises. Enter the name of the debtor and the docket number of the bankruptcy case from which the proceeding now being filed arose. Beneath, enter the district and divisional office where the case was filed, and the name of the presiding judge.

Related Adversary Proceedings. State the names of the parties and the six digit adversary proceeding number from any adversary proceeding concerning the same two parties or the same property currently pending in any bankruptcy court. On the next line, enter the district where the related case is pending, and the name of the presiding judge.

Filing Fee. Check one box. The fee must be paid upon filing unless the plaintiff meets one of the following exceptions. The fee is not required if the plaintiff is the United States government or the debtor. If the plaintiff is the trustee or a debtor in possession, and there are no liquid funds in the estate, the filing fee may be deferred until there are funds in the estate. (In the event no funds are ever recovered for the estate, there will be no fee). There is no fee for adding a party after the adversary proceeding has been commenced.

Signature. This cover sheet must be signed by the attorney of record in the box on the right of the last line of the form. If the plaintiff is represented by a law firm, a member of the firm must sign. If the plaintiff is *pro se*, that is, not represented by an attorney, the plaintiff must sign.

The name of the signatory must be printed in the box to the left of the signature. The date of the signing must be indicated in the box on the far left of the last line..

United States Bankruptcy Court

NORTHERN

District of CALIFORNIA

In re

Bankruptcy Case No.

Gerald Armstrong

Debtor

95-10911

Church of Scientology
International

Plaintiff

Adversary Proceeding No.

Gerald Armstrong

Defendant

SUMMONS AND NOTICE OF STATUS CONFERENCE IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to submit a motion or answer to the complaint which is attached to this summons to the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall submit a motion or answer to the complaint within 35 days.

Address of Clerk

United States Bankruptcy Court
Northern District of California
99 South "E" Street
Santa Rosa, California 95404-4728

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney

Laurie Bartilson
MOXON & BARTILSON
6255 Sunset Blvd., Ste. 2000
Hollywood, CA 90028

If you make a motion, your time to answer is governed by Bankruptcy Rule 7012.

YOU ARE NOTIFIED that a status conference of the proceeding commenced by the filing of the complaint will be held at the following time and place.

Address	Room
	Date and Time

IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

Clerk of the Bankruptcy Court

By:

Deputy Clerk

PROOF OF SERVICE

I, _____, certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made.

I further certify that the service of this summons and a copy of the complaint was made _____ by: [date]

☐ Mail Service - Regular, first class United States mail, postage fully pre-paid, addressed to:

☐ Personal Service - By leaving the documents with the following defendant(s) or an officer or agent of the defendant(s) at:

☐ Residence Service - By leaving the documents with the following adult at:

☐ Publication - The defendant was served as follows: [describe briefly]

☐ State Law - The defendant was served pursuant to the laws of the State of _____, as follows: [describe briefly]

Under penalty of perjury, I declare that the foregoing is true and correct.

[Date]

[Signature]

Print Name		
Business Address		
City	State	ZIP